

ORQIS.007A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Bolling et al.)	Group Art Unit 3763
)	
Appl. No.	:	10/706,346)	
)	
Filed	:	November 12, 2003)	
)	
For	:	CANNULAE HAVING A)	
		REDIRECTING TIP)	
)	
Examiner	:	Unknown)	

PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully requests that Branislav Radovancevic be added as a joint inventor in the above-captioned application.

Pursuant to 37 C.F.R. § 1.48(a), Applicant has enclosed herewith:

- (1) A statement from Branislav Radovancevic that the error in inventorship occurred without deceptive intention on his part;
- (2) A supplemental declaration by the actual inventors, namely, Steven F. Bolling, Shawn O'Leary, Robert Pecor, Brad Sharp, Anthony Viole, Wolfgang Werner and Branislav Radovancevic, as required by 37 C.F.R. § 1.63;
- (3) The fee set forth in § 1.17(i); and
- (4) The written consent of the assignee, Orqis Medical Corporation.

Also enclosed herewith is a copy of an assignment by Branislav Radovancevic, which assignment is being submitted for recordal in a separate paper.

03/21/2005 HVUONG1 00000040 10706346

01 FC:1464

130.00 OP

Appl. No. : 10/706,346
Filed : November 12, 2003

Accordingly, Applicant respectfully requests that the primary examiner recommend and the Commissioner approve granting of this petition.

Respectfully submitted,

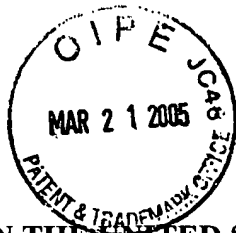
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: March 17, 2005

By: Andrew M. Douglas
Andrew M. Douglas
Registration No. 51,212
Attorney of Record
620 Newport Center Drive
Sixteenth Floor
Newport Beach, CA 92660
(949) 760-0404

1334935_1.rdc
031105

ORQIS.007A



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Bolling et al.
Appl. No.	:	10/706,346
Filed	:	November 12, 2003
For	:	CANNULAE HAVING A REDIRECTING TIP
Examiner	:	Unknown
Group Art Unit	:	3763

STATEMENT OF BRANISLAV RADOVANCEVIC

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Branislav Radovancevic, do declare as follows:

1. I am a citizen of the United States of America residing at 3803 Coleridge, Houston, TX 77005.
2. The above-referenced patent application was filed on November 12, 2003 listing Steven F. Bolling, Shawn O'Leary, Robert Pecor, Brad Sharp, Anthony Viole, and Wolfgang Werner as inventors.
3. I believe that I, Branislav Radovancevic, should also be named as an inventor in the above-referenced application.
4. I believe that the inventorship error occurred without deceptive intent on my part or on the part of any of the other inventors or the Assignee.

I declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or document, or any registration resulting therefrom.

Dated: Feb 9, 2005

B. Radovancevic

Branislav Radovancevic

AMD-7033.DOC // 011005

**SUPPLEMENTAL DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled CANNULAE HAVING A REDIRECTING TIP; the specification of which was filed on **November 12, 2003** as Application Serial No. **10/706,346**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Steven F. Bolling**

Inventor's signature _____

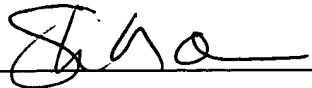
Date _____

Residence: **3456 Daleview, Ann Arbor, MI 48105**

Citizenship: **U.S.**

Post Office Address: **same as above**

Full name of second inventor: **Shawn O'Leary**

Inventor's signature 

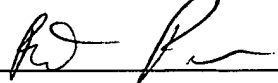
Date 10 - FEB - 2005

Residence: **22745 Via Santa Rosa, Mission Viejo, CA 92691**

Citizenship: **U.S.**

Post Office Address: **same as above**

Full name of third inventor: **Robert Pecor**

Inventor's signature 

Date 10/Feb/05

Residence: **8 Woodcrest Lane, Aliso Viejo, CA 92656**

Citizenship: **U.S.**

Post Office Address: **same as above**

Full name of fourth inventor: **Brad Sharp**

Inventor's signature 

Date Feb 10, 05

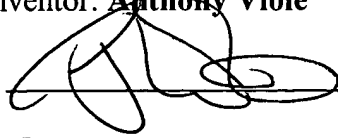
Residence: **8 Japonica, Irvine, CA 92618**

Citizenship: **U.S.**

Post Office Address: **same as above**

Full name of fifth inventor: **Anthony Viole**

Inventor's signature



Date 10 Feb 05

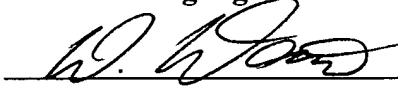
Residence: **24 Camarin Street, Foothill Ranch, CA 92610**

Citizenship: **U.S.**

Post Office Address: **same as above**

Full name of sixth inventor: **Wolfgang Werner**

Inventor's signature



Date 7-Mar-05


Residence: **3703 Sandpoint Court, Carlsbad, CA 92008**

Citizenship: **Germany**

Post Office Address: **same as above**

Full name of seventh inventor: **Branislav Radovancevic**

Inventor's signature



Date Feb 9, 2005

Residence: **3803 Coleridge, Houston, TX 7005**

Citizenship: **U.S.**

Post Office Address: **same as above**

Send Correspondence To:

KNOBBE, MARTENS, OLSON & BEAR, LLP

Customer No. 20,995

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bolling et al.
Application No. : 10/706,346
Filed : November 12, 2003
For : CANNULAE HAVING A
REDIRECTING TIP
Examiner : Unknown



Group Art Unit 3763

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION
AND CONSENT OF ASSIGNEE UNDER 37 C.F.R. § 1.48

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"), as established by the Revocation and Power of Attorney filed April 12, 2004. The original Assignment was recorded at Reel Number 015220, Frame Number 0923 on April 15, 2004. An executed assignment from the added inventor, Branislav Radovancevic, to the Assignee is enclosed herewith. The recorded Assignment and this new Assignment represent the entire chain of title of this invention from the Inventor(s) to the Assignee. I have reviewed these Assignments, and to the best of the Assignee's knowledge and belief, the Assignee is the owner of the entire right, title and interest in the above-referenced application.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

Application No. : 10/706,346
Filed : November 12, 2003

The undersigned hereby consents to the change in inventorship adding Branislav Radovancevic in the above-captioned application.

Please use Customer No. 20,995 for all communications.

ORQIS MEDICAL CORPORATION

Dated: 7 MAR 05

By: 
Kenneth Charhut

Title: CEO and President

Address: 14 Orchard Road, Suite 100
Lake Forest, CA 92630

AMD-7040.DOC:rdc // 011105

COPY

ASSIGNMENT

WHEREAS, I, Branislav Radovancevic, MD, a U.S. citizen, residing at 3803 Coleridge, Houston, TX 77005, have invented certain new and useful improvements in a Cannula Having A Redirecting Tip for which I have filed an application for Letters Patent in the United States, U.S. Serial No. 10/706,346, filed on November 12, 2003;

AND WHEREAS, ORQIS MEDICAL (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 14 Orchard Road, Ste. 100, Lake Forest, CA 92630, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I do hereby acknowledge that I have sold, assigned and transferred, and by these presents do hereby sell, assign, transfer and set over, to ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said Application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States that may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent that may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent that may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, successors, legal representatives and assigns, in accordance with the terms of this instrument. I further represent that I have the authority and unencumbered right to transfer my rights, title and interest in the said improvement and said Application, as well as all rights, title and interest in any asset identified herein that stems therefrom, free from any claim by any entity or person with whom I am and have been associated.

AND I DO HEREBY sell, assign, transfer, and convey to ASSIGNEE, his successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of the said Letters Patent before or after issuance.

AND I HEREBY covenant and agree that I will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 9th day of February, 2005.

B. Radovancevic

Branislav Radovancevic, MD

STATE OF Texas

COUNTY OF Harris

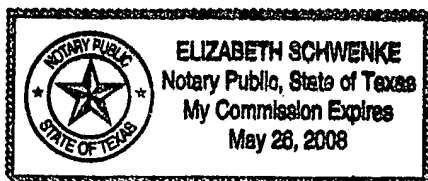
ss.

On February 9, 2005, before me, Elizabeth Schwenke, personally appeared Branislav Radovancevic, MD, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

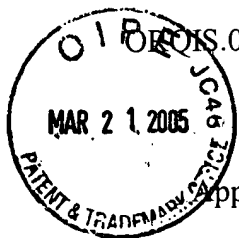
VAC-4490.DOC



Elizabeth Schwenke
Notary Signature

IFW

PATENT



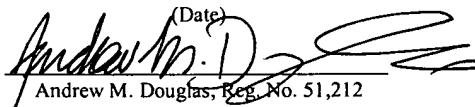
01801S.007A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bolling et al.
App. No. : 10/706,346
Filed : November 12, 2003
For : CANNULAE HAVING A
REDIRECTING TIP
Examiner : Unknown

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 17, 2005

(Date)

Andrew M. Douglas, Reg. No. 51,212

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Dear Sir:

Transmitted herewith is a petition to correct inventorship for the above-identified application. Enclosed are:

- (X) A return prepaid postcard.
- (X) A check in the amount of \$130 to cover the fee required by C.F.R. § 1.17(i).
- (X) A Petition to Correct Inventorship Under C.F.R. § 1.48(a).
- (X) A Statement of Branislav Radovancevic.
- (X) A Supplemental Declaration by the inventors.
- (X) An Establishment of Right of Assignee to Take Action and Consent of Assignee Under 37 C.F.R. § 1.48.
- (X) A courtesy copy of an Assignment.

(X) Please charge any additional fees, including any fees for extension of time, or credit overpayment to Deposit Account No. 11-1410.

Dated: March 17, 2005

By: 
Andrew M. Douglas
Registration No. 51,212
Attorney of Record
Customer No. 20,995
(949) 760-0404

1334980_1:rdc/031105